IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

COMPANY PETITION NO. 947 OF 1997

In the matter of winding of the Plasmettronics Pvt.Ltd.

Mr. Kantilal C. Jain. ... Petitioner.

....

Ms. Nita Solanki i/b. Kiran Jain for the Petitioners.
Mrs. K.V. Gautam, Dy. O.L.

....

CORAM : DR. D.Y.CHANDRACHUD,J.

05th April 2007.

P.C. :

. A conditional order was passed on 9th June 1998 directing the Respondent to deposit an amount of Rs.58,000/- in this Court. The Petitioner was to file a Civil Suit for the recovery of the aforesaid amount upon which the amount deposited was to abide by the result of the Suit. In the event that the deposit was not made, the Petition was to stand admitted. The Court has been informed that immediately after the order dated 9th June 1998, the dispute between the parties was settled. It appears that another Company Petition (bearing No.548 of 1999) has been admitted against the same

Company and the Provisional Liquidator has been appointed on 21st June 2002 in Company Application 655 of 2000. Since the dispute in this case has been settled before the aforesaid events took place, Counsel appearing on behalf of the Petitioner has stated that the Petitioner is no longer interested in pursuing the Petition.

2. The Petition is in the circumstances dismissed. It is however clarified that the dismissal of the Petition shall not effect the appointment of the Liquidator or any other proceedings that may be pursued in respect of the said Company in other pending matters.